

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 18, 1998**

DIVISION ONE

[illegible]

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Ortega, Acting P.J.  
Dunn, J. (Assigned)

DIVISION TWO

[illegible]

The Court:

The judgment is modified by striking therefrom the one-year enhancement period imposed pursuant to section 667.5, subdivision (b), based on appellant's 1991 robbery conviction in case No. NA006566. As so modified, the judgment is affirmed.

Boren, P.J., Fukuto, J., Nott, J.

## DIVISION THREE

Court convened at 9:30 A.M.

Present: Croskey, Acting P.J., Kitching, J., Aldrich, J., and Valorie Gray, Deputy Clerk.

DIVISION THREE (Continued)

Each of the following:

B114132 Dept. of Children & Family Services v. April R.  
B106270 People v. Johnson  
B060839 People v. Sloup  
B107866 People v. Flores  
B110082 People v. Meraz  
B113093 People v. Coleman  
B114137/B117610 Department of Family & Children Services v. Conly M.  
B109209 People v. Allen

Argument waived, cause submitted.

B103420     Saffron  
              v.  
              Larian

Merits:  
Argued by Donald Barnett for appellant and by Joan Cochran for  
respondent. Cause submitted.

B098610     Arias  
              v.  
              City of Manhattan Beach

Merits:  
Argued by Thomas Corcovelos for appellant and by Steven J. Dawson for  
respondent. Cause submitted.

B105438     Rivera  
              v.  
              City of Santa Monica

Merits:  
Argued by Donald W. Cook for appellant and by Debra S. Knoff, deputy  
city attorney for respondent. Cause submitted.

DIVISION THREE (Continued)

B105269     Estate of Catherlena Howard  
               v.  
               County of Los Angeles

Merits:

Argued by Noel Obiora for appellant and by Edward G. Pozorski, deputy county counsel for respondent. Cause submitted.

B110196     Estrada  
               v.  
               Segovia, et al.

Merits:

Argued by Howard S. Levy for appellant and by Dennis M. Cota for respondent. Cause submitted.

B113220     Benjamion S., et al.  
               v.  
               Regents of the University of California

Merits:

Argued by David B. Heubner for appellant and by Carolyn Oill for respondent. Cause submitted.

Court recessed at 11:35 A.M.

The Court reconvened at 1:45 P.M.

Present: Croskey, Acting P.J., Kitching, J., Aldrich, J., and Valorie Gray, Deputy Clerk.

B105088     People  
               v.  
               Scoggins

Merits:

Argued by Michaela C. Curran for appellant and by Valerie A. Baker, deputy attorney general for respondent. Cause submitted.

March 18, 1998-Continued

### DIVISION THREE (Continued)

B108329      Quintero  
v.  
City of South Gate

Merits:  
Argued by Miguel F. Garcia for appellant and by Gregory A. Docimo for respondent. Cause submitted.

B111925 O'Connor  
v.  
Dept. of Personnel, et al.

Merits:  
Argued by Dale M. Fiola for appellant and by Joan E. Branin for respondents. Cause submitted.

Court adjourned at 2:45 P.M.

DIVISION FIVE

B103931      Earle Shofstall II      (Not for Publication)  
v.  
Alexis Galindo

The judgment is affirmed. Attorney Galindo is to pay Shofstall's costs on appeal.

Grignon, J.

We concur:   Turner, P.J.  
                   Godoy Perez, J.

### March 18, 1998-Continued

## DIVISION FIVE (Continued)

B112226      People      (Not for Publication)  
v.  
Victor Thomas

The judgment is modified to award defendant 198 days of presentence credit (132 actual, 66 conduct). As modified, the judgment is affirmed.

Grignon, J.

We concur: Turner, P.J.  
Godoy Perez, J.

B110880      Teresa Guttilla      (Not for Publication)  
v.  
Nationwide Mutual Insurance Company et al.

The judgment is reversed. Nationwide is to pay Guttilla's costs on appeal.

Grignon, Acting P.J.

We concur:    Armstrong, J.  
                          Godoy Perez, J.

B095530      Lionel Daley                      (Not for Publication)  
v.  
Juel Rubin-Hart

The judgment is affirmed.

Godoy Perez, J.

We concur: Grignon, Acting P.J.  
Armstrong, J.

March 18, 1998-Continued

DIVISION FIVE (Continued)

B110282      Los Angeles County, D.C.S.      (Not for Publication)

v.

Marguerite B.

The judgment is affirmed.

Godoy Perez, J.

We concur:   Turner, P.J.  
                  Grignon, J.

DIVISION SIX

B110204      People      (Not for Publication)

v.

Salazar

The judgment is affirmed.

Gilbert, Acting P.J.

We concur:   Yegan, J.  
                  Coffee, J.

B115375      People      (Not for Publication)

v.

Menchaca

The judgment is affirmed.

Coffee, J.

We concur:   Stone, P.J.  
                  Gilbert, J.

### March 18, 1998-Continued

## DIVISION SIX (Continued)

[illegible]

The judgment is affirmed.

Gilbert, J.

We concur:   Stone, P.J.  
                      Coffee, J.

## DIVISION SEVEN

[illegible]

The judgment is affirmed. The superior court shall cause the amended abstract of judgment to be amended to show the term imposed for appellant was an aggregate six-year term in conformity with the views stated herein, and shall send the amended abstract of judgment to the California Department of Corrections.

Johnson, J.

We concur:   Lillie, P.J.  
                      Neal, J.

B109687      Goldstein                                  (Not for Publication)  
v.  
Fidler and Momotiuk

The judgment is affirmed. Respondent is awarded her costs on appeal.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

March 18, 1998-Continued

## DIVISION SEVEN (Continued)

B113080 People (Certified for Publication)  
v.  
Garcia

The judgment is reversed and remanded for resentencing in conformity with the views expressed herein. In all other respects, the judgment is affirmed.

Woods, J.

We concur:   Lillie, P.J.  
                      Neal, J.

B115527 Chas. E. Thomas Co. (Certified for Publication)  
v.  
Transamerica Ins. Co.

The judgment is reversed and the case remanded for further proceedings consistent with this opinion. Appellant is awarded costs on appeal.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

B110548 People (Certified for Publication)  
v.  
Ruiz

The judgment is affirmed.

Johnson, J.

We concur: Lillie, P.J.  
Neal, J.



March 18, 1998-Continued

DIVISION SEVEN (Continued)

[illegible]

The judgment is affirmed.

Lillie, P.J.

We concur: Woods, J.  
Neal, J.

[illegible]

The judgment is affirmed.

Lillie, P.J.

We concur: Woods, J.  
Neal, J.

B106082      People                          (Not for Publication)  
v.  
Pak

The judgment is affirmed.

Lillie, P.J.

We concur:   Johnson, J.  
                      Neal, J.

March 18, 1998-Continued

DIVISION SEVEN (Continued)

B111229      People                          (Not for Publication)  
v.  
Hupp

The judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.  
Johnson, J.

B109795      People                                  (Not for Publication)  
v.  
Quintana

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The judgment is affirmed.

Neal, J.

We concur: Lillie, P.J.  
Johnson, J.

[illegible]

The order under review is affirmed.

Neal, J.

We concur: Lillie, P.J.  
Johnson, J.

March 18, 1998-Continued

DIVISION SEVEN (Continued)

B105922      Runnels      (Not for Publication)  
v.  
Eells

The order awarding sanctions is reversed. Appellant shall recover his costs on appeal.

Neal, J.

We concur:   Lillie, P.J.  
                      Johnson, J.

B101112      Fleischman                      (Not for Publication)  
v.  
Marwick

The judgment is affirmed. Respondent to recover costs on appeal.

Woods, J.

We concur: Lillie, P.J.  
Johnson, J.

B109548      Steele      (Not for Publication)  
v.  
County of Los Angeles, et al.

The judgment of the Superior Court is affirmed. Respondent to recover its costs on appeal.

Woods, J.

We concur: Johnson, Acting P.J.  
Neal, J.

DIVISION SEVEN (Continued)

B113196      Whiteaker                      (Not for Publication)  
                 v.  
                 Head

The judgment is affirmed. Respondent to recover her costs of appeal.

Johnson, Acting P.J.

We concur:   Woods, J.  
                 Neal, J.

B100499      People                                      (Not for Publication)  
                 v.  
                 Grajeda and Arreola

The judgments are affirmed.

Johnson, Acting P.J.

We concur:   Woods, J.  
                 Neal, J.

B110967      People                                      (Not for Publication)  
                 v.  
                 Ramirez

The judgment is reversed.

Lillie, P.J.

We concur:   Johnson, J.  
                 Woods, J.

DIVISION SEVEN (Continued)

B115713      Los Angeles County, D.C.S.                      (Not for Publication)  
                 v.  
                 Cesar C.

On the authority of *In re Sade C.* (1996) 13 Cal.4th 952, we deem the appeal abandoned and dismiss the appeal.

Neal, J.

We concur:   Johnson, Acting P.J.  
                 Woods, J.

B108873      People    (Not for Publication)  
                 v.  
                 Jasmine N.

The order of wardship is affirmed.

Lillie, P.J.

We concur:   Johnson, J.  
                 Woods, J.

B113812      People    (Not for Publication)  
                 v.  
                 Darryl M.

The order under review is affirmed.

Lillie, P.J.

We concur:   Johnson, J.  
                 Neal, J.

March 18, 1998-Continued

DIVISION SEVEN (Continued)

B110987 People (Not for Publication)  
B116990 v.  
Demma

The judgment is affirmed and the petition for writ of habeas corpus is denied.

Lillie, P.J.

We concur:   Johnson, J.  
                      Woods, J.

B118102      Lois G.      (Not for Publication)  
v.  
Superior Court, Los Angeles County

Because substantial evidence supports the juvenile court's order to conduct a hearing pursuant to section 366.26, the petition is denied on the merits. (See *In re Joanne Y.* (1992) 8 Cal.App.4th 433, 439; *In re Shaundra L.* (1995) 33 Cal.App.4th 303, 316.)

Lillie, P.J.

We concur:   Johnson, J.  
                      Woods, J.